

To: Phelps, Aaron M.[amphelps@varnumlaw.com]
Cc: Clark, Jacqueline[clark.jacqueline@epa.gov]; Williams, Thomas[williams.tom@epa.gov]; Kimble, Jeffrey[kimble.jeffrey@epa.gov]; Kaplan, Robert[kaplan.robert@epa.gov]
From: Shoven, Heather
Sent: Fri 2/23/2018 1:33:40 PM
Subject: RE: Wolverine World Wide - Need for Metals Testing

Thank you Mr. Phelps. I appreciate your quick and helpful response. Unfortunately, an outdoor spigot is not an appropriate sampling point for determining the presence of lead since the spigot itself may be a significant source.

We have had discussions with MDEQ with each notice that you have provided to ensure that follow-up sampling is conducted by the local health department at the customer tap. More importantly, with each notification from you, we want to confirm that the resident has been provided filtered and/or bottled drinking water to ensure that clean, safe drinking water is available for use.

EPA's administrative order to Wolverine requires additional investigation of soil, groundwater and river sediment contaminated with hazardous substances, including metals. Please note that EPA continues to work with MDEQ and health agencies on a coordinated approach to the sites in and around Rockford that are contaminated with PFAS and hazardous constituents.

Best wishes,

Heather

Heather A. Shoven

Compliance and Enforcement Team Leader

Ground Water and Drinking Water Branch

U.S. Environmental Protection Agency, Region 5

(312) 886-0153

From: Phelps, Aaron M. [mailto:amphelps@varnumlaw.com]

Sent: Thursday, February 22, 2018 9:28 AM
To: Shoven, Heather <shoven.heather@epa.gov>
Cc: Clark, Jacqueline <clark.jacqueline@epa.gov>; Williams, Thomas <williams.tom@epa.gov>; Kimble, Jeffrey <kimble.jeffrey@epa.gov>
Subject: RE: Wolverine World Wide - Need for Metals Testing

Thank you Ms. Shoven. This resident has the Culligan filter system that Wolverine is providing to residents generally. I don't know whether it is certified for lead. I believe the sample was taken from an outdoor spigot. It is also my understanding that Kent County Health Department is (or has) taking a sample itself.

From: Shoven, Heather [<mailto:shoven.heather@epa.gov>]
Sent: Wednesday, February 21, 2018 6:26 PM
To: Phelps, Aaron M.
Cc: Clark, Jacqueline; Williams, Thomas; Kimble, Jeffrey
Subject: RE: Wolverine World Wide - Need for Metals Testing

Hello Mr. Phelps,

Thank you for your email below notifying EPA of this third lead test result with levels above the 15 ppb action level for drinking water systems. I wanted to follow-up on Jeff Kimble's email below and apologize for the major typo – he meant to refer **future** (not cute) communications regarding lead in drinking water to me. The auto-correct feature on the iPhone can be frustrating

I work in EPA Region 5's drinking water program and am coordinating with MDEQ on drinking water issues pertaining to the Wolverine efforts. Do you know if this third home is being provided bottled water and/or a filter at this time that is certified to remove lead? Also, do you know where the sample was collected? Did the resident collect the sample from an outdoor spigot or a tap within the home? I appreciate any additional information that you can provide.

Best wishes,

Heather

Heather A. Shoven

Compliance and Enforcement Team Leader

Ground Water and Drinking Water Branch

U.S. Environmental Protection Agency, Region 5

(312) 886-0153

From: Kimble, Jeffrey

Sent: Tuesday, February 20, 2018 12:50 PM

To: Phelps, Aaron M. <amphelps@varnumlaw.com>

Cc: Shoven, Heather <shoven.heather@epa.gov>; Clark, Jacqueline <clark.jacqueline@epa.gov>; Williams, Thomas <williams.tom@epa.gov>

Subject: Re: Wolverine World Wide - Need for Metals Testing

Thank you, please note Heather Shoven is the EPA Team Lead for the Wolverine project. Please address ~~ente~~ future communication to her as the lead. I have CC'd her on this message.

Jeff Kimble, US EPA

Cell # (734) 740-9013

On Feb 16, 2018, at 9:47 AM, Phelps, Aaron M. <amphelps@varnumlaw.com> wrote:

All,

We have learned of another positive lead test result (above criteria) in drinking water –

Ex. 6 - Personal Privacy This was another water test done by a resident at our suggestion.

We have not received any response to our January 23 letter. Is the assessment mentioned below complete? What is the government's response to this issue?

We represent over 300 area residents and they are eager for answers. Please advise.

Thank you,

Aaron Phelps
Partner
Direct: (616) 336-6257
Cell: (616) 915-2198



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From: O'Donnell, David (DEQ) [<mailto:ODONNELLD@michigan.gov>]
Sent: Friday, February 02, 2018 3:26 PM
To: Phelps, Aaron M.; 'kaplan.robert@epa.gov'; 'kimble.jeffrey@epa.gov'; Grether, Heidi (DEQ)
Cc: 'chrisafendoulis@house.mi.gov'; 'robverheulen@house.mi.gov'; 'senpmacgregor@senate.michigan.gov'; Shirey, Kathleen (DEQ)
Subject: RE: Wolverine World Wide - Need for Metals Testing

Aaron:

Thank you for your note; we will assess this along with the information you provided in your letter on January 23rd. The DEQ is relieved to know via your email exchange with Mr. Kimble that the residential wells in question have been provided an alternative water supply and we will be considering these results and your other data as we consult with our colleagues in the US EPA on the response activities in Kent County.

David

David O'Donnell

Field Operations Manager - West

Remediation and Redevelopment Division

Department of Environmental Quality

525 West Allegan Street

Lansing, Michigan 48933

Phone 616-970-8561

Fax 517-241-9581

ODonnellD@michigan.gov

From: Bruins, Diane S. [<mailto:dsbruins@varnumlaw.com>] **On Behalf Of** Phelps, Aaron M.

Sent: Friday, February 02, 2018 11:38 AM

To: 'kaplan.robert@epa.gov' <kaplan.robert@epa.gov>; 'kimble.jeffrey@epa.gov' <kimble.jeffrey@epa.gov>; Grether, Heidi (DEQ) <GretherH@michigan.gov>; O'Donnell, David (DEQ) <ODONNELLD@michigan.gov>

Cc: 'chrisafendoulis@house.mi.gov' <chrisafendoulis@house.mi.gov>; 'robverheulen@house.mi.gov' <robverheulen@house.mi.gov>; 'senpmacgregor@senate.michigan.gov' <senpmacgregor@senate.michigan.gov>

Subject: Wolverine World Wide - Need for Metals Testing

Please see attached letter.

Aaron M. Phelps
Partner

Direct: (616) 336-6257

<image001.jpg>

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